

By: Workman

H.B. No. 4047

Substitute the following for H.B. No. 4047:

By: Herrero

C.S.H.B. No. 4047

A BILL TO BE ENTITLED

AN ACT

relating to the requirements for annexation by a municipality of certain municipal utility districts.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 8395.151, Special District Local Laws Code, is amended to read as follows:

Sec. 8395.151. ANNEXATION BY MUNICIPALITY. (a) The governing body of a [A] municipality that plans to [may] annex all or part of the district first must adopt a resolution of intention to annex all or part of the district and transmit that resolution to the district and the following districts:

(1) Travis County Municipal Utility District No. 4;

(2) Travis County Municipal Utility District No. 5;

(3) Travis County Municipal Utility District No. 6;

(4) Travis County Municipal Utility District No. 7;

(5) Travis County Municipal Utility District No. 8;

(6) Travis County Municipal Utility District No. 9;

and

(7) Travis County Water Control and Improvement District No. 19.

(b) On receipt of a resolution described by Subsection (a), the district and each of the districts listed in Subsection (a) shall call an election to be held on the next uniform election date on the question of whether the annexation should be authorized.

1 (c) The municipality may annex the territory described by
2 the resolution only if a majority of the total number of voters
3 voting in all of the districts' elections vote in favor of
4 authorizing the annexation.

5 (d) The municipality seeking annexation shall pay the costs
6 of the elections held under this section [~~on the earlier of:~~

7 [~~(1) the installation of 90 percent of all works,~~
8 ~~improvements, facilities, plants, equipment, and appliances~~
9 ~~necessary and adequate to:~~

10 [~~(A) provide service to the proposed development~~
11 ~~within the district;~~

12 [~~(B) accomplish the purposes for which the~~
13 ~~district was created; and~~

14 [~~(C) exercise the powers provided by general law~~
15 ~~and this chapter; or~~

16 [~~(2) the 20th anniversary of the date the district was~~
17 ~~confirmed].~~

18 SECTION 2. Section 8396.151, Special District Local Laws
19 Code, is amended to read as follows:

20 Sec. 8396.151. ANNEXATION BY MUNICIPALITY. (a) The
21 governing body of a [A] municipality that plans to [may] annex all
22 or part of the district first must adopt a resolution of intention
23 to annex all or part of the district and transmit that resolution to
24 the district and the following districts:

25 (1) Travis County Municipal Utility District No. 3;

26 (2) Travis County Municipal Utility District No. 5;

27 (3) Travis County Municipal Utility District No. 6;

1 (4) Travis County Municipal Utility District No. 7;

2 (5) Travis County Municipal Utility District No. 8;

3 (6) Travis County Municipal Utility District No. 9;

4 and

5 (7) Travis County Water Control and Improvement
6 District No. 19.

7 (b) On receipt of a resolution described by Subsection (a),
8 the district and each of the districts listed in Subsection (a)
9 shall call an election to be held on the next uniform election date
10 on the question of whether the annexation should be authorized.

11 (c) The municipality may annex the territory described in
12 the resolution only if a majority of the total number of voters
13 voting in all of the districts' elections vote in favor of
14 authorizing the annexation.

15 (d) The municipality seeking annexation shall pay the costs
16 of the elections held under this section [~~on the earlier of:~~

17 ~~[(1) the installation of 90 percent of all works,~~
18 ~~improvements, facilities, plants, equipment, and appliances~~
19 ~~necessary and adequate to:~~

20 ~~[(A) provide service to the proposed development~~
21 ~~within the district,~~

22 ~~[(B) accomplish the purposes for which the~~
23 ~~district was created, and~~

24 ~~[(C) exercise the powers provided by general law~~
25 ~~and this chapter, or~~

26 ~~[(2) the 20th anniversary of the date the district was~~
27 ~~confirmed].~~

SECTION 3. Section 8397.151, Special District Local Laws Code, is amended to read as follows:

Sec. 8397.151. ANNEXATION BY MUNICIPALITY. (a) The governing body of a [A] municipality that plans to [may] annex all or part of the district first must adopt a resolution of intention to annex all or part of the district and transmit that resolution to the district and the following districts:

(1) Travis County Municipal Utility District No. 3;

(2) Travis County Municipal Utility District No. 4;

(3) Travis County Municipal Utility District No. 6;

(4) Travis County Municipal Utility District No. 7;

(5) Travis County Municipal Utility District No. 8;

(6) Travis County Municipal Utility District No. 9;

and

(7) Travis County Water Control and Improvement District No. 19.

(b) On receipt of a resolution described by Subsection (a), the district and each of the districts listed in Subsection (a) shall call an election to be held on the next uniform election date on the question of whether the annexation should be authorized.

(c) The municipality may annex the territory described in the resolution only if a majority of the total number of voters voting in all of the districts' elections vote in favor of authorizing the annexation.

(d) The municipality seeking annexation shall pay the costs of the elections held under this section [on the earlier of:

(1) the installation of 90 percent of all works,

1 ~~improvements, facilities, plants, equipment, and appliances~~
2 ~~necessary and adequate to:~~

3 ~~[(A) provide service to the proposed development~~
4 ~~within the district;~~

5 ~~[(B) accomplish the purposes for which the~~
6 ~~district was created; and~~

7 ~~[(C) exercise the powers provided by general law~~
8 ~~and this chapter; or~~

9 ~~[(2) the 20th anniversary of the date the district was~~
10 ~~confirmed].~~

11 SECTION 4. Section [8398.151](#), Special District Local Laws
12 Code, is amended to read as follows:

13 Sec. 8398.151. ANNEXATION BY MUNICIPALITY. (a) The
14 governing body of a [A] municipality that plans to [may] annex all
15 or part of the district first must adopt a resolution of intention
16 to annex all or part of the district and transmit that resolution to
17 the district and the following districts:

18 (1) Travis County Municipal Utility District No. 3;

19 (2) Travis County Municipal Utility District No. 4;

20 (3) Travis County Municipal Utility District No. 5;

21 (4) Travis County Municipal Utility District No. 7;

22 (5) Travis County Municipal Utility District No. 8;

23 (6) Travis County Municipal Utility District No. 9;

24 and

25 (7) Travis County Water Control and Improvement
26 District No. 19.

27 (b) On receipt of a resolution described by Subsection (a),

1 the district and each of the districts listed in Subsection (a)
2 shall call an election to be held on the next uniform election date
3 on the question of whether the annexation should be authorized.

4 (c) The municipality may annex the territory described in
5 the resolution only if a majority of the total number of voters
6 voting in all of the districts' elections vote in favor of
7 authorizing the annexation.

8 (d) The municipality seeking annexation shall pay the costs
9 of the elections held under this section [~~on the earlier of:~~

10 [~~(1) the installation of 90 percent of all works,~~
11 ~~improvements, facilities, plants, equipment, and appliances~~
12 ~~necessary and adequate to:~~

13 [~~(A) provide service to the proposed development~~
14 ~~within the district;~~

15 [~~(B) accomplish the purposes for which the~~
16 ~~district was created; and~~

17 [~~(C) exercise the powers provided by general law~~
18 ~~and this chapter; or~~

19 [~~(2) the 20th anniversary of the date the district was~~
20 ~~confirmed].~~

21 SECTION 5. Section 8399.151, Special District Local Laws
22 Code, is amended to read as follows:

23 Sec. 8399.151. ANNEXATION BY MUNICIPALITY. (a) The
24 governing body of a [A] municipality that plans to [may] annex all
25 or part of the district first must adopt a resolution of intention
26 to annex all or part of the district and transmit that resolution to
27 the district and the following districts:

- 1 (1) Travis County Municipal Utility District No. 3;
- 2 (2) Travis County Municipal Utility District No. 4;
- 3 (3) Travis County Municipal Utility District No. 5;
- 4 (4) Travis County Municipal Utility District No. 6;
- 5 (5) Travis County Municipal Utility District No. 8;
- 6 (6) Travis County Municipal Utility District No. 9;
- 7 and
- 8 (7) Travis County Water Control and Improvement
- 9 District No. 19.

10 (b) On receipt of a resolution described by Subsection (a),
11 the district and each of the districts listed in Subsection (a)
12 shall call an election to be held on the next uniform election date
13 on the question of whether the annexation should be authorized.

14 (c) The municipality may annex the territory described in
15 the resolution only if a majority of the total number of voters
16 voting in all of the districts' elections vote in favor of
17 authorizing the annexation.

18 (d) The municipality seeking annexation shall pay the costs
19 of the elections held under this section [~~on the earlier of:~~

20 ~~[(1) the installation of 90 percent of all works,~~
21 ~~improvements, facilities, plants, equipment, and appliances~~
22 ~~necessary and adequate to:~~

23 ~~[(A) provide service to the proposed development~~
24 ~~within the district,~~

25 ~~[(B) accomplish the purposes for which the~~
26 ~~district was created, and~~

27 ~~[(C) exercise the powers provided by general law~~

1 ~~and this chapter, or~~

2 ~~[(2) the 20th anniversary of the date the district was~~
3 ~~confirmed].~~

4 SECTION 6. Section 8400.151, Special District Local Laws
5 Code, is amended to read as follows:

6 Sec. 8400.151. ANNEXATION BY MUNICIPALITY. (a) The
7 governing body of a [A] municipality that plans to [may] annex all
8 or part of the district first must adopt a resolution of intention
9 to annex all or part of the district and transmit that resolution to
10 the district and the following districts:

- 11 (1) Travis County Municipal Utility District No. 3;
- 12 (2) Travis County Municipal Utility District No. 4;
- 13 (3) Travis County Municipal Utility District No. 5;
- 14 (4) Travis County Municipal Utility District No. 6;
- 15 (5) Travis County Municipal Utility District No. 7;
- 16 (6) Travis County Municipal Utility District No. 9;

17 and

18 (7) Travis County Water Control and Improvement
19 District No. 19.

20 (b) On receipt of a resolution described by Subsection (a),
21 the district and each of the districts listed in Subsection (a)
22 shall call an election to be held on the next uniform election date
23 on the question of whether the annexation should be authorized.

24 (c) The municipality may annex the territory described in
25 the resolution only if a majority of the total number of voters
26 voting in all of the districts' elections vote in favor of
27 authorizing the annexation.

1 (d) The municipality seeking annexation shall pay the costs
2 of the elections held under this section [~~on the earlier of:~~

3 ~~[(1) the installation of 90 percent of all works,~~
4 ~~improvements, facilities, plants, equipment, and appliances~~
5 ~~necessary and adequate to:~~

6 ~~[(A) provide service to the proposed development~~
7 ~~within the district;~~

8 ~~[(B) accomplish the purposes for which the~~
9 ~~district was created; and~~

10 ~~[(C) exercise the powers provided by general law~~
11 ~~and this chapter; or~~

12 ~~[(2) the 20th anniversary of the date the district was~~
13 ~~confirmed].~~

14 SECTION 7. Section [8401.151](#), Special District Local Laws
15 Code, is amended to read as follows:

16 Sec. 8401.151. ANNEXATION BY MUNICIPALITY. (a) The
17 governing body of a [A] municipality that plans to [may] annex all
18 or part of the district first must adopt a resolution of intention
19 to annex all or part of the district and transmit that resolution to
20 the district and the following districts:

21 (1) Travis County Municipal Utility District No. 3;

22 (2) Travis County Municipal Utility District No. 4;

23 (3) Travis County Municipal Utility District No. 5;

24 (4) Travis County Municipal Utility District No. 6;

25 (5) Travis County Municipal Utility District No. 7;

26 (6) Travis County Municipal Utility District No. 8;

27 and

1 Sec. 9073.001. DEFINITION. In this chapter, "district"
2 means the Travis County Water Control and Improvement District
3 No. 19.

4 Sec. 9073.002. ANNEXATION BY MUNICIPALITY. (a) The
5 governing body of a municipality that plans to annex all or part of
6 the district first must adopt a resolution of intention to annex all
7 or part of the district and transmit that resolution to the district
8 and the following districts:

- 9 (1) Travis County Municipal Utility District No. 3;
- 10 (2) Travis County Municipal Utility District No. 4;
- 11 (3) Travis County Municipal Utility District No. 5;
- 12 (4) Travis County Municipal Utility District No. 6;
- 13 (5) Travis County Municipal Utility District No. 7;
- 14 (6) Travis County Municipal Utility District No. 8;

15 and

- 16 (7) Travis County Municipal Utility District No. 9.

17 (b) On receipt of a resolution described by Subsection (a),
18 the district and each of the districts listed in Subsection (a)
19 shall call an election to be held on the next uniform election date
20 on the question of whether the annexation should be authorized.

21 (c) The municipality may annex the territory described in
22 the resolution only if a majority of the total number of voters
23 voting in all of the districts' elections vote in favor of
24 authorizing the annexation.

25 (d) The municipality seeking annexation shall pay the costs
26 of the elections held under this section.

27 SECTION 9. This Act takes effect September 1, 2017.